

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA,)
)
 Petitioner,)
)
 v.)
)
 EFFIE LIGON, individually, and as managing)
 partner of IBIS GROUP, LLC, and as trustee)
 of IBIS COMPANY TRUST,)
)
 Respondent.)

Case No. MS06-5017 FDB/KLS

**ORDER TO SHOW CAUSE RE:
PETITION TO ENFORCE
INTERNAL REVENUE SERVICE
SUMMONSES**

Upon the petition of the United States and the Declaration of Revenue Agent Paul R. Shipley, including the exhibits attached thereto, it is hereby

ORDERED that respondent Effie Ligon appear before United States Magistrate Judge Karen L. Strombom in Courtroom F, of the United States District Court located at 1717 Pacific Avenue, Tacoma, Washington, on the 25th day of August, 2006, at 9:00 a.m., to show cause why she should not be compelled to obey the Internal Revenue Service summonses served upon her.

ORDER TO SHOW CAUSE
(Civ. No. MS06-5017)

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U.S. DEPARTMENT OF JUSTICE
Tax Division
P.O. Box 683, Ben Franklin Station
Washington, D.C. 20044-0683
Telephone: (202) 514-9593 1812832.1

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3 It is further ORDERED that:

4 1. A copy of this Order, together with the petition and declaration with attached exhibits, shall
5 be served upon respondent in accordance with Fed. R. Civ. P. 4, within 21 days of the date that this Order
6 is served upon counsel for the United States or as soon thereafter as possible. Pursuant to Fed. R. Civ. P.
7 4, the Court hereby appoints Revenue Paul R. Shipley, or his designee, to serve process in this case.

8 2. Proof of any service done pursuant to paragraph 1, above, shall be filed with the Clerk of
9 Court as soon as practicable.

10 3. Since the file in this case reflects a prima facie showing that the examination is being
11 conducted for a legitimate purpose, that the inquiry may be relevant to that purpose, that the information
12 sought is not already within the Commissioner's possession, and that the administrative steps required by
13 the Internal Revenue Code have been followed, *United States v. Powell*, 379 U.S. 48, 57-58 (1964), the
14 burden of coming forward has shifted to respondent to oppose enforcement of the summonses.

15 4. If respondent has any defense to present or opposition to the petition, such defense or
16 opposition shall be made in writing and filed with the Clerk of Court and copies served on counsel for the
17 United States in Washington D.C., at least 14 days prior to the date set for the show cause hearing. The
18 United States may file and serve a reply memorandum to any opposition at least 5 court days prior to the
19 date set for the show cause hearing.

20 5. At the show cause hearing, the Court will consider all issues raised by respondent. Only
21 those issues brought into controversy by the responsive pleadings and supported by affidavit will be
22 considered. Any uncontested allegation in the petition will be considered admitted.

23 6. Respondent may notify the Court, in a writing filed with the Clerk and served on counsel for
24 the United States in Washington, D.C., at least 14 days prior to the date set for the show cause hearing,
25 that respondent has no objection to enforcement of the summons. The respondent's appearance at the

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1 show cause hearing will then be excused.

2 Respondent is hereby notified that failure to comply with this Order may subject respondent to
3 sanctions for contempt of court.

4 The Clerk shall forward copies of this Order to counsel for the United States, at the address
5 indicated on its pleadings.

6
7 DATED: July 31, 2006.

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11 Karen L. Strombom
12 United States Magistrate Judge

13
14 Submitted by:

15 JOHN MCKAY
16 United States Attorney

17 ROBERT BROUILLARD
18 Assistant United States Attorney

19
20 s/ Jennifer D. Auchterlonie
21 JENNIFER D. AUCHTERLONIE, WSBA 29481
22 Trial Attorney, Tax Division
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1 E-mail: Jennifer.D.Auchterlonie@USDOJ.gov

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